

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DANA HEIMLICH,

Plaintiff,

-against-

BERKELEY EDUCATIONAL SERVICES
OF NEW YORK, INC., *doing business as*
Berkeley College,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: 3/10/2025

1:24-cv-8484 (MKV)

ORDER OF DISMISSAL

MARY KAY VYSKOCIL, United States District Judge:

The Court has been informed by the mediator and the parties that the parties have reached a settlement in principle [ECF Nos. 17, 18]. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the parties are unable to memorialize their settlement in writing and as long as the application to restore the action is made by April 10, 2025. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004).

SO ORDERED.

Date: **March 10, 2025**
New York, NY



MARY KAY VYSKOCIL
United States District Judge